

REMARKS/ARGUMENTS

Claims 1-18 are currently pending in the application. Claims 1-8 are rejected. Claims 9-18 are subject to restriction and/or election requirement. The Applicants respectfully thank the Examiner for his identification of allowable subject matter. A new Claim 19 is added to the application and is dependent on Claim 1. Claims 9-18 are hereby cancelled without prejudice. Accordingly, Claims 1-8 and 19 are now pending in the application. A terminal disclaimer is filed herewith and Applicants respectfully request reconsideration of the application in view of the terminal disclaimer and remarks made herein.

Claim Objections:

Claim 7 has been objected to because, on line 4, “that” should be “than”. The appropriate correction has been made to Claim 7. Accordingly, Claim 7 is now believed to be allowable.

Double-Patenting Rejections:

Claims 1-8 are rejected under the judicially created doctrine of obviousness-type double patenting. In particular, the claims are rejected as being unpatentable over Claims 1-8 of U.S. Patent No. 6,710,354 to *Koch et al.* (“*Koch*”). Accordingly, Applicants hereby respectfully submit the attached terminal disclaimer hereby disclaiming the terminal part of this patent. Consequently, the applicants now believe pending Claims 1-8 are now allowable. Therefore, the applicants request that the pending double-patenting rejection be withdrawn and that these claims be allowed to pass to issue.

Non-Allowed Claims:

Claims 9-18 are subject to restriction under the November 14, 2006 Office Action. Accordingly, the applicants formally elect Claims 1-8 for prosecution. Additionally, the applicants cancel the non-elected Claims 9-18 without prejudice to future prosecution or without prejudice to raising these claims at a future time.

Added Claims:

Applicants have also added Claim 19, which depends from Claim 1. Thus, for at least the reasons previously set forth in support of Claim 1 it is believed and respectfully asserted that Claim 19 is also allowable.

Conclusion

Accordingly, the attached terminal disclaimer and the associated remarks made herein are believed to overcome all pending grounds for rejection. Also, the Applicants respectfully submit that all issues raised in the Office Action have been addressed. Therefore, the Applicants submit that all pending claims are allowable over the cited art.

Accordingly, the Applicants request withdrawal of all pending rejections and request reconsideration and prompt passage to issuance of this application.

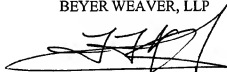
The Applicants wish to mention that any lack of response to any of the issues raised by the Examiner is not an admission by the Applicants as to the accuracy or validity of the Examiner's assertions with respect to such issues. Moreover, Applicants specifically reserve the right to respond to such issues at a later time during the prosecution of the present application, should such a need arise. It is respectfully submitted that this case is now in condition for allowance.

The Examiner is cordially invited to telephone the Applicants' representative to discuss any matters pertaining to this case. Should the Examiner wish to contact the undersigned for any reason, the telephone number set out below can be used.

Additionally, if any fees are due in connection with the filing of this Amendment, the Commissioner is authorized to deduct such fees from the undersigned's Deposit Account No. 50-0388 (Order No. KLA1P048C1).

Respectfully submitted,

BEYER WEAVER, LLP

A handwritten signature in black ink, appearing to read 'F. T. Kalinski II', written over a horizontal line.

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